

INITIAL APPEARANCE

In the matter of United States v. Tavis Washburn

Cause #. 18-MJ-3457;

Date: Thursday, November 8, 2018;

B. Paul Briones, United States Magistrate Judge presiding

Commenced hearing at 10:08 a.m.

Appearing for the U.S. Attorney for the District of NM: David Cowen - via telephone

Interpreter N/A (Swear In)

RIGHTS

- ☒ Right to remain silent. 5d1E
- ☒ Right to an attorney. 5d1B
- ☒ Right to a Preliminary Hearing. 5d1D
- ☒ Right to a Detention Hearing. 5d1C
- ☐ Right to an Identity Hearing. 20
- ☒ Right to a trial before a jury. R58b2
- ☒ Right to Country's Consular Representative Notification.

CHARGES AND MAXIMUM PENALTIES / VICTIMS

- ☒ Defendant has been provided copy of the charging document.
- ☒ Charges were read to Defendant by Judge Briones
- ☒ Defendant acknowledged understanding the charges.
- ☒ +AUSA advised Defendant of penalties, fines period of supervised release
- ☒ Court advised applicability of the Crime Victims' Rights Act 18 U.S.C. §3771(a)(2)
- ☒ Court could also order you to pay restitution to the alleged victim(s) in this case. *[For Victim cases; R58b2 requires this advisement for misd; 18 USC § 3556 is rest statute]*

APPOINTMENT OF COUNSEL [IF NONE]

- ☒ Court appointed Counsel.
- ☐ Defendant advised that he/she has retained or intends to retain an attorney.

DETENTION

- ☒ Granted Motion to Detain and remanded Defendant into the custody of the U.S. Marshal.
- ☒ Detention hearing Scheduled for Tuesday, November 13, 2018.
- ☒ Advised of pre-trial interview.

PRELIMINARY HEARING

- ☒ Scheduled preliminary hearing for Tuesday, November 13, 2018.
- ☒ Advised of pre-trial interview.

IDENTITY HEARING if Criminal Complaint/Indictment arose from jurisdiction other than NM.

- ☐ Charges arising out of the Federal District of [_____],
- ☐ Identity Hearing scheduled for _____.

MEDICATIONS, DRUGS OR ALCOHOL

- ☒ Inquired whether Defendant was on any prescribed medications or other drugs or alcohol at time of hearing affecting Defendant's ability to understand the proceedings.
Yes [] / No [X]

ADDITIONAL MATTERS BROUGHT BEFORE THE COURT

- ☒ Defendant raised the following: N/A.

Concluded the Initial Appearance at 11:19 a.m.